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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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JUL 17 2002  
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Applicant: Bosch et al.  
Title: DRY POWDER AEROSOLS OF  
NANOPARTICULATE DRUGS  
Appl. No.: 09/190,138  
Filing Date: 11/12/1998  
Examiner: Todd D. Ware  
Art Unit: 1615

AMENDMENT PURSUANT TO 37 C.F.R. § 1.111

Commissioner for Patents  
Washington, D.C. 20231

Sir:

This communication is responsive to the final Office Action dated February 11, 2002, concerning the above-referenced patent application. While the shortened statutory period for response has expired, filed herewith is a Petition for a two month extension of time.

Please amend the application as follows.

In the Claims:

In accordance with 37 C.F.R. § 1.121, please substitute for claims 90, 97, 104, 111, and 119 the following rewritten versions of the same claims, as amended. The changes are shown explicitly in the attached "Marked-Up Version of Amended Claims to Show Changes Made."

90. (Amended) The method of claim 40, wherein the drug is selected from the group consisting of proteins, peptides, elastase inhibitors, analgesics, cystic-fibrosis therapies, asthma therapies, emphysema therapies, respiratory distress syndrome therapies, chronic bronchitis therapies, chronic obstructive pulmonary disease therapies, organ-transplant rejection therapies, therapies for tuberculosis and other infections of the lung, fungal infection therapies, and respiratory illness therapies associated with acquired immune deficiency syndrome, an oncology drug, an anti-emetic, and a cardiovascular agent.

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01 FC:103 54.00 DP  
02 FC:116 400.00 DP